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JAP3 Rec'd OPG/PTO 30 DEC 2005

10/542497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SUBMISSION OF SIGNED DECLARATION

APPLICANT: Andres SOMMER CONFIRMATION NO.: 5320  
SERIAL NO.: 10/542,497 GROUP ART UNIT:  
FILED: July 15, 2005  
TITLE: "CONTINUOUSLY OPERATING TOMOGRAPHY APPARATUS  
AND METHOD FOR THE OPERATION THEREOF" (As  
Amended)

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

SIR:

In response to the Notification dated October 31, 2005 (copy attached),  
Applicant herewith submits a signed Declaration for the above application, together  
with a check for the statutory fee in the amount of \$130.00.

Submitted by,

*Steven H. Noll* (Reg. 28,982)

Schiff, Hardin LLP, CUSTOMER NO. 26574  
Patent Department, 6600 Sears Tower  
233 South Wacker Drive, Chicago, Illinois 60606  
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Attorneys for Applicant.

CERTIFICATE OF MAILING

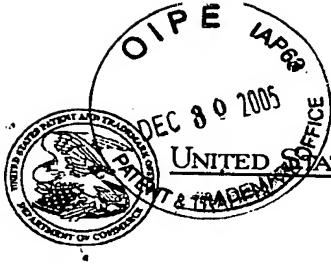
I hereby certify that this correspondence is being deposited with the United  
States Postal Service as First Class mail in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on  
December 27, 2005.

*Steven H. Noll*

STEVEN H. NOLL

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01/05/2006 GFREY1 00000124 10542497  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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www.uspto.gov

PCT

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/542,497	Andres Sommer	P02,0434 P05,0222
INTERNATIONAL APPLICATION NO.		
PCT/DE03/04032		
I.A. FILING DATE	PRIORITY DATE	
12/08/2003	01/17/2003	

26574  
SCHIFF HARDIN, LLP  
PATENT DEPARTMENT  
6600 SEARS TOWER  
CHICAGO, IL 60606-6473

CONFIRMATION NO. 5320  
371 FORMALITIES LETTER



\*OC000000017359443\*

Date Mailed: 10/31/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/15/2005
- English Translation of the IA filed on 07/15/2005
- Copy of the International Search Report filed on 07/15/2005
- Copy of IPE Report filed on 07/15/2005
- Preliminary Amendments filed on 07/15/2005
- Information Disclosure Statements filed on 07/15/2005
- Oath or Declaration filed on 07/15/2005
- Request for Immediate Examination filed on 07/15/2005
- U.S. Basic National Fees filed on 07/15/2005
- Substitute Specification filed on 07/15/2005
- Priority Documents filed on 07/15/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**RECEIVED**  
NOV 07 2005  
**SCHIFF HARDIN LLP**  
**U.S. PATENT DEPT.**

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

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Telephone: (703) 308-9140 EXT 206

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PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/542,497	PCT/DE03/04032	P02,0434

FORM PCT/DO/EO/905 (371 Formalities Notice)